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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT TACOMA

10 HENRY E. YOUNG,

11 Plaintiff,

12 v.

13 CLALLAM BAY CORRECTIONS  
14 CENTER, et al.,

15 Defendants.  
16  
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Case No. C08-5717RJB

ORDER ADOPTING  
REPORT AND  
RECOMMENDATION,  
GRANTING  
DEFENDANTS' MOTION  
TO DISMISS, AND  
DISMISSING CASE  
WITHOUT PREJUDICE

18 This matter comes before the court on the Report and Recommendation of the Magistrate Judge.  
19 Dkt. 14. The court has considered the relevant documents and the remainder of the file herein.

20 On May 26, 2009, U.S. Magistrate Judge J. Richard Creatura issued a Report and  
21 Recommendation, recommending that this case be dismissed without prejudice, on the basis that plaintiff  
22 failed to exhaust his administrative remedies, as required by 42 U.S.C. § 1997e(a). Dkt. 14. Plaintiff did  
23 not file objections to the Report and Recommendation.

24 The court concurs with the reasoning and conclusion of the Magistrate Judge. Accordingly, the  
25 Report and Recommendation should be adopted, defendants' motion to dismiss should be granted, and the  
26 case should be dismissed without prejudice.  
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1 Therefore, it is hereby

2 **ORDERED** that the Report and Recommendation (Dkt. 14) is **ADOPTED**. Defendants' motion  
3 to dismiss is **GRANTED**. This case is **DISMISSED WITHOUT PREJUDICE**.

4 The Clerk is directed to send uncertified copies of this Order to all counsel of record and to any  
5 party appearing *pro se* at said party's last known address.

6 DATED this 24<sup>th</sup> day of June, 2009.

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9 ROBERT J. BRYAN  
United States District Judge